IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8419 OF 2005

Mrs.Nanda Bhagwan Patil & Anr. .. Applicants
Versus
State of Maharashtra .. Respondent

Mr.R.V.More for applicants
Mr.R.Y.Mirza, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 23rd December 2005.

P.C.

. Mr.More, learned Advocate for applicants states that as far as applicant No.1, Nanda Patil is concerned, although she is a partner in the firm, being a lady some protection may be granted and liberty may be given to renew application before appropriate Court. First applicant had joined second applicant Sunil Chandik Patil in an application for grant of anticipatory bail before

the sessions court as well. Sessions Court has not considered her submission, particularly the one canvassed before me, that although she is a partner of the concerned firm, she was not involved in the day to day activities. Her role in the transaction has, therefore, be looked into apart from general allegations against the firm and other partners.

2. In the light of the above submission, applicant No.1 deserves to be protected for some time. This protection is granted because Mr.More makes a statement that applicant No.1 Mrs.Nanda Patil would independently apply for being enlarged on bail, in the event of her arrest in subject C.R. before the sessions court. Such application would be made within a period of ten days from today. Needless to state that upon such application being made by applicant No.1 Nanda Bhagwan Patil, Sessions Judge shall consider the same and pass appropriate orders in

accordance with law, uninfluenced by the order dated 15th December 2005 and this order.

3. In this view of the matter, Mr.More seeks leave to withdraw the application so far as second applicant Mr.Sunil Chandik Patil, with a liberty to approach sessions court. Leave granted. Application allowed to be withdrawn so far as applicant No.2 is concerned. Needless to state that such withdrawal will not in any manner prejudice the right of second applicant to apply for being released on bail before the regular court.

4. First applicant Mrs.Nanda Patil shall not be arrested in connection with subject C.R. for a period of 15 days from today. Applicant No.2 Sunil Chandik Patil shall surrender before Shahupuri Police station by 27th December 2005.

(S.C.DHARMADHIKARI, J)